

(B) EXCEPTIONS.

THIS SECTION DOES NOT APPLY TO A PHYSICIAN OR A GROUP OF NOT MORE THAN 3 PHYSICIANS IF THE PHYSICIAN OR GROUP:

(1) IS PERFORMING A MEDICAL LABORATORY PROCEDURE FOR A PATIENT OF THE PHYSICIAN OR GROUP; AND

(2) HAS QUALIFIED UNDER § 17-212 OF THIS SUBTITLE.

REVISOR'S NOTE: Subsection (a) of this section is new language derived without substantive change from the sixth sentence and the fifth clause of the eighth sentence of former Article 43, § 34(a), as those sentences related to medical laboratories, and rephrased in standard language to state affirmatively that a person must hold a permit to operate or to represent or service in this State a medical laboratory. See also §§ 17-213 and 17-214 of this subtitle.

Subsection (b)(1) of this section is new language derived without substantive change from the second sentence of former Article 43, § 34(a), as that sentence related to the exceptions to the permit requirement.

Subsection (b)(2) of this section is new language added as a general reference to the proficiency test requirements under the referenced section.

In subsection (a)(2) of this section and throughout this subtitle, former references to maintaining "any office, representative or other facilities for the representation or servicing of any {medical} laboratory" are deleted as unnecessary in light of the broad references to representing or servicing these laboratories.

The former references to a "partnership, association or corporation" are deleted as unnecessary in light of the use of the defined term "person".

The part of former Article 43, § 34(a) that related to tissue banks now appears in Subtitle 3 of this title.

Defined terms: "Medical laboratory" § 17-201
 "Permit" § 17-201 "Physician" § 1-101
 "Person" § 1-101 "Secretary" § 1-101

17-206. QUALIFICATIONS FOR PERMITS.